

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

ROBERT L. FRANKLIN,

Plaintiff,

vs.

D.O.C., KIM DOTSON, DR.
SMITH and SANDRA CONNER,

Defendants.

NO. CV-07-257-LRS

ORDER TO DENY *IN FORMA PAUPERIS*
STATUS AND DISMISS ACTION

By Order filed October 23, 2007, the court directed Mr. Franklin to comply with 28 U.S.C. § 1915(a)(2) which requires prisoners who seek to bring a civil action without prepayment of the filing fee to submit a certified copy of their trust fund account statement (or institutional equivalent) for the 6-months immediately preceding the filing of the complaint. Plaintiff was cautioned that failure to do so would result in denial of leave to proceed *in forma pauperis* and closure of the file. He did not comply.

Therefore, **IT IS ORDERED** Plaintiff's application to proceed *in forma pauperis* is **DENIED** and the Complaint is **DISMISSED WITHOUT PREJUDICE**.

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IT IS SO ORDERED. The District Court Executive is directed to enter this Order, enter judgment, forward a copy to Plaintiff at his last known address and close the file.

DATED this 7th day of January, 2008.

s/Lonny R. Suko

LONNY R. SUKO
UNITED STATES DISTRICT JUDGE